

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appellants: Campbell Rogers, Elazer R. Edelman, and Daniel I. Simon

Serial No.: 08/823,999 Group Art Unit: 1644

Filed: March 25, 1997 Examiner: Phillip Gambel

For: *MODULATION OF VASCULAR HEALING BY INHIBITION OF
LEUKOCYTE ADHESION AND FUNCTION*

PREVIOUS APPEAL NO: 2003-0074

Assistant Commissioner
of Patents
Washington, D.C. 20231

APPEAL BRIEF

Sir:

This is an appeal from the rejection of claims 1-12 in the Office Action mailed October 30, 2003 in the above-identified patent application. A Notice of Appeal was mailed on January 30, 2004. A Petition for an Extension of Time for four months, and the appropriate fee of \$1480 for a four month extension of time for a small entity, and \$330 for filing of Appellants' Brief are enclosed.

(1) REAL PARTY IN INTEREST

The real parties in interest of this application are Massachusetts Institute of Technology, Cambridge, MA and Brigham and Women's Hospital, Boston, MA.

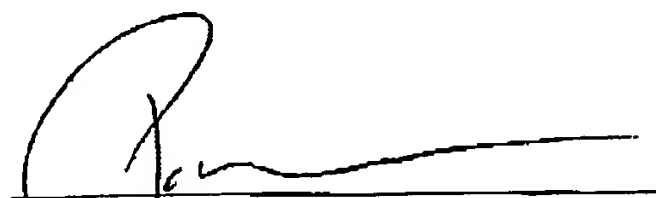
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(Circulation) do not inherently disclose the claimed method. The other art cited by the examiner fails to make up for the deficiencies of Coller, et al. and Simon, et al.

(10) CONCLUSION

Claims 1-12 should be determined to be patentably under 35 U.S.C. §112, 102 and 103.

Respectfully submitted,


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